(19) Department.

SERIES.

G.O. No. 1947

DATED 9-11-1920

[Despatch Abstract.]

The Hon'ble Minister
to the Government
Development Department,
MADRAS.

Endt/Ref No. Thro:
1562-F-29 dt. 16-8-29 The Head-master,
Submitted to the Director Polipu Government Fisheries School,
of Fisheries. Kaup, Udipi Taluk, South Kanara List.,

The petitioner has been guilty of misrepresentation in submitting copies through the S. Kanara M.C.S. He maybe asked to explain why he should not be punished for it- U. Kamanahara Menon Asst Director 16-8-29

From:
P. Kalappa,
Assistant Teacher, Polipu Govt., Fisheries school.

Dated 12th. August 1929.

SUBJECT: Pay of the Establishment, Education - under Government Fisheries Department.

SUMMARY: Praying for corrections and modifications of the principles of Revision of pay of Ele. School Teachers adopted by the Deptt.

Honoured Sir,

Your Honour's most humble servant begs to lay the following before your Honour for your Honour's kind --- consideration and favour of orders.

That the enclosure to Ref. No.660-C.dated 11-3-'24 of the Assistant Director of Fisheries (Coast-Calicut) declares that the permanent Elementary School Teachers will be paid their pay as stated below according to the Revision of pay :-

Grade.	Pay.
S.S.L.C.	Rs 35-35-1½-50-1-60.
Certificated H.E. Grade Teachers.(including -- teachers trained in -- Fisheries Institute).	Rs 25-1-50.
Certificated Lower Ele: Grade Teachers,(including teachers trained in -- Fisheries Institute).	Rs 20-1-30.

Untrained Higher Ele: Grade.	Rs 20.
Untrained Lower Ele: Grade.	Rs 15.

2. That according to the Revision of pay mentioned above your Honour's Memorialist, being a lower elementary Grade Trained Teacher, but untrained in Fisheries Institute had been appointed on Rs 20 p.m. and he had been given ----- increment of Re.1 per year till he reached his monthly pay of Rs 21, in 1926.

3. That in 1926 your Honour's Memorialist had been ordered to undergo Fisheries Training at Calicut. So in 1926 he went to Calicut and joined the Training School to finish the course. After the course of Training there he returned to the School from which he was sent for Training and joined his duty on 1-7-1927. But since 1-7-1927 his pay was decreased to Rs 15/- p.m. instead of Rs 22/- being --- paid to him in that year.

4. That your Honour's Memorialist applied for in his petition dated 14-9-1928 and requested the Assistant Director of Government Fisheries Department, Coast-Calicut to redress the injustice done to the Memorialist by the ---- Department. But the Assistant Director also was not pleased to grant the Memorialist's humble request and do justice in the matter and in his order L.Dis. No: 1789-F/'28 dated ---- 27-9-1928 informed the Memorialist that " your increment -- will fall due on 1-9-1929as you were promoted to the Higher Elementary Grade with effect from 1-8-1928, Vide: my Memo No. 1358-F/28 dated 29-7-1928.").

5. That your Honour's humble Memorialist applied for in his petition dated 30-10-1928, and requested the Director

of Government Fisheries Madras, to grant the increment ---- according to the Revision of Pay and raise his pay to Rs 23/- p.m. but although so many months lapsed away no order has been yet received to me from the Director.

6. That your Honour's Memorialist having thus been aggrieved very much by the order passed by the Assistant --- Director of Government Fisheries, humbly begs to approach your Honour with a sanguine hope and prays that the following facts may kindly be considered.

(i) That a teacher who was not trained in the Fisheries according to the order of the Director but was a Certificated trained teacher is entitled to draw the pay according to the Revision of pay of Elementary School Teachers and gets ---- increment for One year cannot be deemed unfit to draw at least the same pay even if he fails in the Fisheries training. Otherwise - a Certificated Trained Teacher who is not trained in Fisheries cannot be treated as a Certificated Trained --- Teacher in Fisheries Schools, and cannot be appointed on the pay of trained teachers.

That under Your Honour's Memorialist was appointed as an Assistant Teacher on Rs 20/- p.m. the pay of a fully qualified Teacher and joined duty on 1-4-1925. While he was on duty he had discharged all his duties. Hence the Higher Authorities of the Department appreciating his work in the school were pleased to give him the increment according to the ----- Revised scale of pay of Teachers adopted by the Department. So, in 1926 his pay reached Rs 21/- p.m. That in this respect your Memorialist humbly prays that when he got his appointment in the Fisheries School, he was not trained in the Fisheries but was a Certificated Trained Teacher approved by the Deptt.,

and this is the reason why your Memorialist was getting the pay of fully qualified Teacher under the existing Government Rules.

(ii) That under the Departmental orders the Memorialist went to Calicut to undergo the Fisheries Training in 1926 and joined the School there on 24th.August. After the completion of the training course of One year he returned to his former post and joined duty on 1-7-1927. But since 1-7-1927 his pay was decreased to Rs 15/- i.e. the pay of an Untrained Lower Ele: Grade Teacher. As regards this degredation and depromotion your Honour's humble Memorialist had to lose his former pay as well as his former qualification of a Certificated Trained --- Teacher. Hence as a matter of justice and equity, as soon as your Honour's Memorialist passed the final examination in ---- Fisheries ought to have been paid at least the pay he was drawing when he was relieved from his duty to enable him to undergo Fisheries Training.

Under the foregoing circumstances, unless and until the -- principles and rules of Fisheries Department as regards the pay of Elementary Schools under the Department, are not modified and corrected, the lot of poor Teachers will be to suffer for want of justice.

In conclusion, your Honour's humble and poor Memorialist most humbly prays that the benign Government may be graciously pleased to call for all the connected records and after a kind perusal of the same, modify and correct the existing rules of the Department which stand in the way of progress of the poor Teachers in the Department. In fine the Memorialist most -- humbly prays that all possible endeavour may graciously be made to raise the pay of the humble Memorialist who is put in great loss.

For which act of kindness and justice, your Honour's -- humble Memorialist will ever remain grateful, as in duty bound.

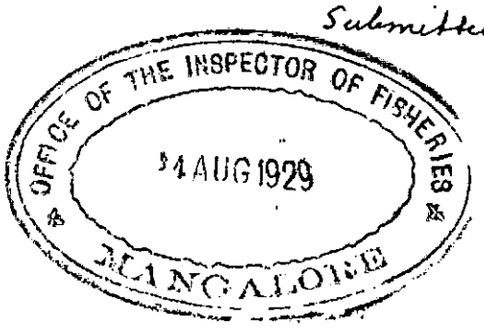
X P. Kalappa. Asst Teacher

True copies of this Memorial have sent thro: (1) M.Y. K. P Karant Avl.B.A.L.L.B.L.L.C. (2) M.R.RY.A.B.SHETTY Avl.B.A.L.L.B. Bangalore.

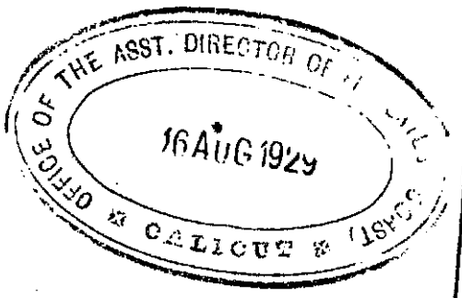
P. Kalappa
Asst. Teacher.

Submitted to the Inspector Govt Fisheries
mangalore

J.C. Athanna
Head master
12/8/29.



submitted to the Assistant Director of Fisheries (coast)
Calicut—



K. Shagala
14. 8. 29
Inspector of Fisheries

1562 / 29

6

To

The Hon'ble Minister
to the Government
Development Department,
M A D R A S.

Thro:

The Head-master,
Uppur Government Fisheries School,
Kallianpur, Udipi Taluk, South Kanara Dist.

From:

Y. Huvaya,
Assistant Teacher, Uppur Govt., Fisheries School,
Kallianpur, S. K a n a r a.

Dated 7th. August 1929.

SUBJECT : Pay of the Establishment, Education - under Government Fisheries Department.

SUMMARY : Praying for corrections and modifications of the principles of Revision of pay of -- Ele: School Teachers adopted by the Deptt.

Honoured Sir,

Your Honour's most humble servant begs to lay the following before your Honour for your Honour's kind -- consideration and favour of orders.

That the enclosure to Ref. No: 660-C. dated 11-3-1924 of the Assistant Director of Fisheries (Coast-Calicut) --- declares that the permanent Elementary School Teachers will be paid their pay according to the Revision of pay as stated below :-

Grade.	Pay.
S. S. L. C. --------	Rs 35-35-1½-50 - 1-60.
Certificated H.E.Grade Teachers.(Including - teachers trained in - Fisheries Institute).	Rs 25-1-50.

Certificated Lower Ele: Grade Teachers, (Including teachers trained in Fisheries Institute.)	Rs 20-1-30.
Untrained Higher Ele: Grade. ----------	Rs 20.
Untrained Lower Ele: Grade. ----------	Rs 15.

2. That according to the Revision of pay mentioned abo your Honour's Memorialist, being a Lower Elementary Grade -- Trained Teacher, but untrained in Fisheries Institute had be appointed on Rs 20 p.m. and he had been given increment of Re.1 per year till he reached his monthly pay of Rs 22, in 1926.

3. That in 1926 your Honour's Memorialist had been --- ordered to undergo Fisheries Training at Calicut. So in 1926 he went to Calicut and joined the Training School to finish the course. After the course of Training there he returned to the School from which he was sent for training and joined his duty on 1-7-1927. But since 1-7-1927 his pay was decreased to Rs 15/- instead of Rs 23 being paid to him in that year.

4. That your Honour's Memorialist applied for in his petition dated 29-10-'28 and requested the Director of Government Fisheries Department, Madras to redress the injustice done to -- the Memorialist by the Department. But the Director also was not pleased to grant the Memorialist's humble request and do justice in the matter and in his Order No. 2991-C. dated --- 27-3-'29 confirmed the orders of his subordinates stating that " the Director has carefully considered the case but finds no reason to reconsider the orders already passed. As a teacher in Fisheries School, the petitioner had no claim to be treated as a fully qualified teacher when he failed in the final ---- examination."

5. That your Honour's Memorialist having thus been ---- aggrieved very much by the order passed by the Director of --

Government Fisheries, humbly begs to approach your Honour with a sanguine hope and prays that the following facts may kindly be considered.

(i) That a teacher who was not trained in the Fisheries according to the order of the Director but was a certificated trained teacher is entitled to draw the pay according to the Revision of pay of Elementary School Teachers and gets increme for Two years cannot be deemed unfit ~~xxxxxxxx~~ to draw at leas the same pay even if he fails in the Fisheries training. Otherwise - a certificated trained teacher who is not trained in Fisheries cannot be treated as a certificated trained ----- teacher in Fisheries Schools, and cannot be appointed on the pay of trained teachers.

Page 8 of 25.8.24

That under L. Dis. No: 258-F/1924 your Memorialist was appointed as an Assistant Teacher on Rs 20 p.m. the pay of a --- fully qualified teacher and joined duty on 13th. May 1924. While he was on duty he had discharged all his duties. Hence the higher authorities of the Department appreciating his work in the school were pleased to give him the increment according to the Revised scale of pay of teachers adopted by the Department. So, in 1926 his pay reached Rs 22 p.m. That in this respect your Memorialist humbly prays that when he got his appointment in the Fisheries School he was not trained in the Fisheries but was a Certificated Trained Teacher approved by the Department, and this is the reason why your Memorialist was getting the pay of fully qualified Teacher under the existing Government Rules.

(ii) That under the Departmental orders the Memorialist went to Calicut to undergo the Fisheries Training in 1926 and joined the School there on 24th. August. After the completion of the training course of one year he returned to his former post and joined duty on 1-7-1927. But since 1-7-1927 his pay was ----- decreased to Rs 15/- i.e. the pay of an untrained Lower Elemen-

Elementary Grade Teacher. As regards this degredation and -- depromotion your Honour's humble Memorialist had to lose his former pay as well as his former qualification of a Certificated Trained Teacher.' Hence as a matter of justice and equity, as soon as your Honour's Memorialist passed the final examination in Fisheries ought to have been paid at least the pay he was ----- drawing when he was relieved from his duty to enable him to --- undergo Fisheries Training.

Under the foregoing circumstances, unless and until the principles and rules of Fisheries Department as regards the pay of Elementary Schools under the Department, are not modified and corrected, the lot of poor Teachers will be to suffer for want of justice.

In conclusion, your Honour's humble and poor Memorialist most humbly prays that the benign Government may be graciously pleased to call for all the connected records and after a kind perusal of the same, modify and correct the existing rules of the Department which stand in the way of progress of the poor Teachers in the Department. In fine the Memorialist most -- humbly prays that all possible endeavour may graciously be mad to raise the pay of the humble Memorialist who is put in great loss.

For which act of kindness and justice, your Honour's ----- humble Memorialist will ever remain grateful, as in duty bound.

J. Nooranna

True copies of this Memorial have been respectfully submitted through (1) M.R.Ry. K. R. Karanth Avl., B.A.,L.L.B., M.L.C., (2) M.R.Ry. A.B.Shetty Avl., M.L.C. Mangalore.

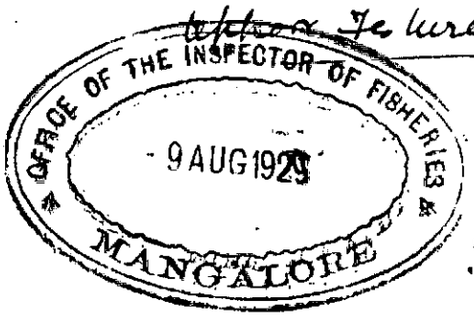
J. Nooranna

Dis No. 140/29.

Submitted to The Inspector of Fisheries (North)
Mangalore.

Madhava Bangera
Fishermen
Sonsale 7.8.1929.

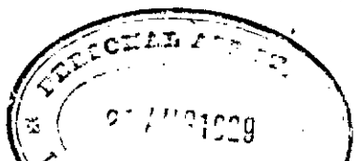
Inspector of Fisheries Sokerl



Ref no 451/29
9.8.29

Submitted to the Assistant Director of Fisheries (coast).

Kesavappa
9.8.29
Inspector of Fisheries



Endt. Ref. No. 1562.7.29 d. 18 8.29.

Submitted to the Director of Fisheries.

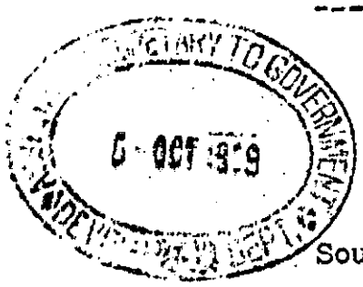
(2). The petitioner has been guilty of insubordination in submitting copies through the South Kanara M.L.C.s. He may be asked to explain why he should not be punished for it.

U. Kammanaya Menon
Assistant Director (Coast)

D 3027-II
5-10-29

Fisheries Department.

Endorsement No.Ref. 2040-C/29-2 dated 3rd October 1929



Submitted to Government.

2. The petitioners were stipendiary students of South Kanara. They, after two years' ordinary training at Mangalore were employed as teachers for two years as there were insufficient number of Canarese students to form a class at the Fisheries Training Institute for the third year course. In 1926, they joined the Fisheries Training Institute for the third year's course but failed to get a pass in the examination. They were, therefore, treated as untrained teachers and paid only Rs.15/- per mensem. They however, passed the examination in the second attempt and are now treated as traine The complaint of the teachers is that they were treated as trained teachers in 1924 and as untrained in 1927.

P 19-20 of 1242 (C) 24 Jan

3. According to Rule 145 read with rule 142 of the Madras Educational Rules, teachers who merely pass the examination are not fully qualified teachers. They are treated only as teachers on probation. They become fully qualified after passing the practical test which is held 18 months after passing the written test. If they fail to pass the practical test before the lapse of three years after their training, they are regarded as untrained. Rule 145 treats the teachers as trained for purposes of pay for three years. On the model of this rule it has been the practice to treat all teachers who fail in the third year's course in the Fisheries Training Institute as untrained till they pass that test.

4. In the case of the Malayalam students they ar considered untrained if they fail in the third year

course at the Fisheries Training Institute. As the Fisheries Training Institute cannot every year form a class for the Canarese students and as they have to wait for the formation of a class in the Fisheries Training Institute for which they (the teachers) cannot be held responsible, the Canarese students after the course in the Mangalore Training School are considered probationary teachers till they appear for the third year's course at the Fisheries Training Institute. If they fail in it they, like the Malayalam teachers are treated as untrained till they pass.

5. Far from having suffered from the above arrangement the Canarese students enjoy a preferential treatment compared with the regular Malayalee students at the Fisheries Training Institute. In view of this and as the procedure adopted in this Department is almost parallel to that obtaining in the Educational Department, there seems to be no cause for grievance on the part of the teachers. Their petition if granted will accentuate the differential treatment between the Malayalee and Canarese students.

B. Sundara Rao

DIRECTOR OF FISHERIES.

To

The Secretary to Government,

Development Department.

Petition regarding pay of teachers in the Fisheries Schools in the S.Kanara Dt.

---

pp 1-4 CF
pp 6-9 CF
pp 11-12 CF

From Kalappa dated 12-8-1929
" Huvaya " 7-8-1929
From the Director of Fisheries, Endt.No.2040-C/29-2 dated 3-10-29.

The training of teachers intended for employment in the Fisheries schools on the West Coast is arranged as follows: In the case of the pupil-teacher from Malabar, they are required to undergo the three years special course provided in the Fisheries Training Institute at Calicut. After they successfully pass the examination at the end of this course at the Institute they are declared trained and get pay as shown below:

vide annexure to G.O. 132 (V) 24.1.24

Lower elementary grade teachers, trained	20-1-30
Higher elementary grade teachers trained.	25-1-50
Secondary grade trained teachers	35-35-1½-50-6

[The scale for the untrained teachers is as follows:

Lower elementary grade ..	Rs.15
Higher elementary grade ..	" 20]

G.O. 303 (E) 28.2.25

para 2 at p 11 CF

In the case of the Kanarese pupil-teachers they are required to undergo the first two years of their training in the ordinary training school at Mangalore and then take their 3rd year's training at the Fisheries Training Institute, Calicut. The third year's course is arranged for the Kanarese students only if there is a sufficient number of Kanarese students to form a class. Otherwise the third year's training is postponed in some years and given when a sufficient number of Kanarese students trained in the Mangalore normal school become available. In the interval between the completion

para 4 at pp 11-12 CF

of the second year's course in Mangalore and their admission to the third year's course at Calicut the Kanarese pupil-teachers are deemed to be trained teachers on probation following the practice obtaining in the Educational Department where ~~a~~ teachers after undergoing the prescribed two years theoretical course in a normal school are employed as trained teachers on probation but are required within three years of completing their theory course to pass a practical test which is conducted by the District Educational Officer or Deputy Inspector of Schools. If they pass this test within three years the trained certificate is said to be completed. If they fail to pass the test they are evidently treated as untrained. During their probationary period the Educational men are given the pay prescribed for trained teachers. The Director of Fisheries has been following this course in the case of Kanarese men trained in Mangalore, that is, he has been paying the pupil-teachers who have completed their Mangalore course the appropriate scale sanctioned by Government till they pass through the third year's course at Calicut. If they pass the third year's course at Calicut, they are continued in their respective scales. If they fail they are treated as untrained. This procedure seems correct and may be continued until arrangements are made for the training of the Kanarese students also immediately they pass the two years course now provided for them at Mangalore.

rule 141 at p 19 of Co 1212 24.7.24 (c)

para 3 p " cf

Now coming to the representations of the two teachers in the c.f., the facts appear to be as follows. These two men completed their two years' course at Mangalore but had to wait for admission to the Calicut course for want of a sufficient number of students to form a class at Calicut. In the

pp 1-10 cf

para 2 at p 2 CF
para 2 at p 7 CF

interval they were appointed to the fisheries schools on the grade sanctioned for trained lower elementary grade teachers, that is 20-1-30. Some time elapsed between their completing the Mangalore course and joining the Calicut course. They were therefore given an increment with reference to their service in the scale of 20-1-30 till the year 1926. In 1926 they

para 3 at p 2 CF
para 3 at p 7 CF

were asked to continue the third year's course at the Fisheries Institute, Calicut. They completed their course and returned to their duty on 1-7-27. They say that on return to their schools they were given only Rs.15 p.m. which as stated above is the pay of untrained lower elementary teachers. They petitioned

paras 4+5 at pp 2-3 CF
para 4 at p 7 CF

the Assistant Director and Director in the matter of the reduction of their emoluments but they were not restored to the pay they were drawing before undergoing the third year's course.

para 6 at pp 3-4 CF
para 5 at pp 7-9 CF

These teachers contend :(1) while they were trated as trained teachers in 1924 and given pay and increment according to the scale sanctioned for certified lower elementary grade teachers they should not be degraded after they had completed the Calicut course.

(2) Even if they were not given any further increments they should at least have been given the pay which they were drawing before they were deputed to the Calicut Course.

These contentions may now be examined. They were treated as trained in 1924 because according to the arrangements followed by the Director of Fisheries these men had completed the two years normal school course at Mangalore but had to wait till they could be deputed to take their third year's course at Calicut. In the interval, therefore, they were treated as trained teachers on probation and probationary teachers could not be declared duly qualified

until they passed the practical test, the practical test in the case of the fisheries teachers being the successful completion of the third year's course at Calicut. So there was nothing irregular in the Director treating the teachers in 1924 as trained but employed on probation pending passing their third year's course in the Calicut school. They were deemed untrained in 1927 because it was in that year they appeared for the third year's course and failed. When they once had failed in the third year's course they could not any longer be treated as trained or on probation. So there was nothing illogical in the action of the Director of Fisheries in reverting them to the pay admissible to untrained teachers.

The second contention is that the teachers should be paid at least the salary they were getting before their deputation to the Calicut Institute. This contention seems to be untenable because after they underwent their course they failed and the men who had failed to secure the certificate cannot be treated as certified men and there is no meaning in treating those men as still on probation since the test for the satisfactory conclusion of the probationary course is the passing of the examination at the end of the third year's course. If these men happened to be the students from Malabar they would not have had the chance of being treated even for a while as teachers on probation and got the pay admissible to trained teachers. In this respect the Mangalore students are at an advantage and they cannot demand the continuance of an advantage when they failed to pass a test set for proving their eligibility for such continuance. The procedure though seemingly anomalous is not essentially unjust. The only way to obviate such seeming inequality is either to arrange for a third year's training immediately on completion of the two years' course at Mangalore irrespective of

the number of students available or to stop annual admissions to the Mangalore school but to admit them only at intervals which would facilitate a continuous three years course of the men so taken.

Of course the best solution of the difficulty would be to start a school at Mangalore itself on the lines of the Fisheries Training Institute at Calicut. The Fisheries Committee have recommended the opening of a school but they recommended its opening only in 1939-40. Of course, if the need is felt earlier the Government would probably have no objection to consider the proposals in advance.

The question may be rejected

KK
14.x.

I agree.
SR
15.10.39

end
16.10.39
R&B 16.10.39

M.13

Mins
28.10.39

As.

A draft order is submitted for approval

28/11

KK
8/11.

Scott. II-5 (a)—48,004—6-11-28. (6)

Dev DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.	5/11/29	
When copied ..	5/11/29	
When examined ..		
When sighed ..		
When despatched ..		

Fisheries

Petition — Asstt teachers in Fisheries Elementary schools in S. Kanara Dr. for [redacted] increase of pay — and regarding

READ AGAIN G.O. No. ....., dated ..... 192 .

" " " " ..... " ..... 192 .

READ ALSO :— 11/9

C. No. 3027/F/29 from the Director of Fisheries No. 2040C/29-2 dated 3-10-1929.

" " ..... " " ..... " ..... 192 .

" " ..... " " ..... " ..... 192 .

ORDER.

No. 1967 dated 9-11-1929

Mrs

In the circumstances stated The Government explained by the Director of Fisheries that there is no case for considering the requests of the petitioners. The Govt. do not consider that there is any case for interference on behalf. The Dir. See no reason for interference. The D.F. is requested to inform the petitioners accordingly.

Van

11/11/29

The D.F

RR
8/11.